

Wednesday, April 22, 1936 No. 28

DEPARTMENT OF THE INTERIOR.

General Land Office.

[Circular No. 1383]

ACCOUNTS—FEES FOR APPLICATIONS FOR COAL, SODIUM, POTASH, AND OTHER MINERAL LICENSES, PERMITS, AND LEASES

REGISTERS, UNITED STATES LAND OFFICES.

SIRS: Circular No. 1004 dated May 2, 1925 (51 L. D. 138), as amended by Circular No. 1251 dated May 7, 1931 (53 L. D. 379), is hereby amended to read as follows:

Fees paid with applications for permits, leases, or other rights under the mineral leasing act of February 25, 1920 (41 Stat. 437), under the amendment thereof as to sodium dated December 11, 1928 (45 Stat. 1019), or under the potash leasing act of February 7, 1927 (44 Stat. 1057), shall not be applied until receipt of notice from this office that the application has been allowed. Pending the allowance or rejection of an application, the fee will be held as "unearned moneys."

Such moneys paid in connection with applications for coal licenses, permits, or leases which are rejected will not be returned unless and until such return has been authorized by this office upon receipt of a report from the Division of Investigations or the applicant has furnished an affidavit stating that he has not mined any coal from the land embraced in the rejected application.

Very respectfully,

FRED W. JOHNSON, *Commissioner*.

Approved, April 14, 1936,

T. A. WALTERS,
First Assistant Secretary.

[F. R. Doc. 378—Filed, April 21, 1936; 10:10 a. m.]

INTERSTATE COMMERCE COMMISSION.

ORDER

At a Session of the Interstate Commerce Commission, division 5, held at its office in Washington, D. C., on the 17th day of April A. D. 1936.

[Docket No. BMC 2200]

IN THE MATTER OF THE APPLICATION OF ACME FAST FREIGHT, INC., ACME TRANSFER AND STORAGE CO., INC., ATLAS FREIGHT, INC., CHAFFRE-SHIPPERS SERVICE, INC., SHIPPERS SERVICE EXPRESS, AND SOUTHWESTERN CARLOADING CO.,

individual corporations associated together and doing business as the Acme Fast Freight of 88 Lexington Avenue, New York City, N. Y., for a certificate of public convenience and necessity (form BMC 1) authorizing operation as a common carrier by motor vehicle in the transportation of commodities generally (except commodities in bulk) in interstate commerce, between points in the States of Massachusetts and New York over specified routes; also authorizing service as a common carrier by merchandise dispatch through the facilities and service of rail, water, and motor carriers under contract between points in all States and the District of Columbia.

It appearing, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

It is ordered, That the above-entitled matter be, and it is hereby, referred to Examiner C. I. Kephart for hearing and for the recommendation of an appropriate order thereon, to be accompanied by the reasons therefor;

It is further ordered, That this matter be set down for hearing before Examiner C. I. Kephart at 10 o'clock a. m. (standard time), May 11, 1936, at the offices of the Interstate Commerce Commission, Washington, D. C.;

And it is further ordered, That notice of this proceeding be duly given.

By the Commission, division 5.

[SEAL] GEORGE B. MCGINTY, *Secretary*.

[F. R. Doc. 374—Filed, April 20, 1936; 3:16 p. m.]

ORDER

At a Session of the Interstate Commerce Commission, division 5, held at its office in Washington, D. C., on the 17th day of April A. D. 1936.

[Docket No. BMC 3564]

IN THE MATTER OF THE APPLICATION OF GULF CARLOADING COMPANY OF TEXAS,

a corporation, of 2312 Griffin Street, Dallas, Tex., for a certificate of public convenience and necessity (form BMC 1) authorizing operation as a common carrier by motor vehicle in the transportation of commodities generally in interstate commerce, shipments originating at points located in Connecticut, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, North Carolina, Pennsylvania, Rhode Island, Vermont, Virginia, Tennessee, and West Virginia and forwarded to Dallas and Fort Worth, Tex., thence to various points located within the States of Arkansas, Texas, Oklahoma, New Mexico, and Arizona.

It appearing, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

It is ordered, That the above-entitled matter be, and it is hereby, referred to Examiner K. J. McAuliffe for hearing and for the recommendation of an appropriate order thereon, to be accompanied by the reasons therefor;

It is further ordered, That this matter be set down for hearing before Examiner K. J. McAuliffe at 9 o'clock a. m. (standard time), May 11, 1936, at the Baker Hotel, Dallas, Tex.;

And it is further ordered, That notice of this proceeding be duly given.

By the Commission, division 5.

[SEAL] GEORGE B. MCGINTY, *Secretary*.

[F. R. Doc. 375—Filed, April 20, 1936; 3:16 p. m.]

ORDER

At a Session of the Interstate Commerce Commission, division 5, held at its office in Washington, D. C., on the 17th day of April A. D. 1936.

[Docket No. BMC 15081]

IN THE MATTER OF THE APPLICATION OF WALKER FREIGHT SERVICE, INC.,

of 111 Westminster Street, Providence, R. I., for a license (form BMC 4) authorizing operation as a broker for the purpose of arranging transportation of commodities generally in interstate commerce by motor vehicles operating in the following States: Massachusetts, Rhode Island, Connecticut, New York, New Jersey, New Hampshire, Pennsylvania, and Maryland.

It appearing, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

It is ordered, That the above-entitled matter be, and it is hereby, referred to Examiner S. A. Aplin for hearing and for the recommendation of an appropriate order thereon, to be accompanied by the reasons therefor;

It is further ordered, That this matter be set down for hearing before Examiner S. A. Aplin at 9 o'clock a. m. (standard time), May 11, 1936, at the U. S. Court Rooms, Providence, R. I.;

And it is further ordered, That notice of this proceeding be duly given.

By the Commission, division 5.

[SEAL] GEORGE B. MCGINTY, *Secretary*.

[F. R. Doc. 376—Filed, April 20, 1936; 3:16 p. m.]

SERVICE ORDER No. 56-A

At a Session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 17th day of April A. D. 1936.

Good cause appearing therefor:

It is ordered, That Service Order No. 56¹, made and entered March 21, 1936, be, and the same is hereby, vacated and set aside effective at once.

It is further ordered, That copies of this order be served upon the carriers upon whom Service Order No. 56 was served, and that notice thereof be given to the general public by depositing a copy of the order in the office of the secretary of the Commission at Washington, D. C.

By the Commission, division 3.

[SEAL]

GEORGE B. MCGINTY, Secretary.

[F. R. Doc. 379—Filed, April 21, 1936; 12:01 p. m.]

Thursday, April 23, 1936

No. 29

TREASURY DEPARTMENT.

Bureau of Customs.

[T. D. 48255]

CUSTOMS REGULATIONS AMENDED—DENATURING VEGETABLE OILS

ARTICLE 452 OF THE CUSTOMS REGULATIONS OF 1931 AMENDED TO PROVIDE FOR THE USE OF LINALOOL AND H O OIL AS APPROVED DENATURANTS FOR CERTAIN OILS SPECIFIED IN PARAGRAPH 1732 OF THE TARIFF ACT OF 1930

To Collectors of Customs and Others Concerned:

Article 452 (d) of the Customs Regulations of 1931 is hereby amended by adding at the end thereof the following:

- (19) 100 ounces of linalool.
- (20) 100 ounces of H O oil.

[SEAL]

J. H. MOYLE,

Commissioner of Customs.

Approved, Apr. 13, 1936.

WAYNE C. TAYLOR,

Acting Secretary of the Treasury.

[F. R. Doc. 380—Filed, April 22, 1936; 10:33 a. m.]

DEPARTMENT OF AGRICULTURE.

Food and Drug Administration.

[Miscellaneous Circular 22—Supplement No. 9]

AMENDMENT TO REGULATIONS FOR THE ENFORCEMENT OF THE NAVAL STORES ACT

Pursuant to the authority vested in the Secretary of Agriculture by section 4 of the Naval Stores Act, approved March 3, 1923 (42 Stat. 1436; U. S. C., title 7, sec. 91-99), Regulation 17 of the Regulations for the Enforcement of the Naval Stores Act, entitled "Loan and Care of Duplicates of United States Standards", is hereby amended, effective May 1, 1936, by substituting for such regulation, in its entirety, the following paragraphs:

(a) Duplicates of the United States Standards for rosin shall not be sold, but shall remain the property of the United States Department of Agriculture. They may be loaned by the Department to interested persons when the Chief of Administration determines it practicable to do so, and shall be surrendered promptly at his request by any person to whom the same may have been loaned.

(b) Duplicates of the United States Rosin Standards may be furnished without prior deposit of security, so far as the supply in the possession of the Department will permit,

(1) To any official inspector of naval stores authorized by and regularly appointed under competent authority and who has been approved by the Chief of Administration for receipt thereof, and to such trade organizations as shall in the opinion of the Chief of Administration require same; and

(2) To any bonafide naval stores dealer or distributor, approved by the Chief of Administration to act as a depository of such duplicates, who maintains a regular naval stores yard or yards, the facilities of which are available to and regularly used by the public for the purpose of having rosin inspected,

classified, and graded, provided, that an annual rental fee of \$4.00 shall be paid, in advance, for each set of duplicates received under this subsection. Not more than two sets of duplicates shall be so furnished, without full security therefor, to any one such naval stores dealer or distributor.

(c) Duplicates of the United States Rosin Standards may be furnished to interested persons or corporations other than those specified in paragraph (b) hereof, on deposit with the Department of security in the sum of \$100.00 in cash, or by certified check, post office or express money order payable to "U. S. Department of Agriculture."

(d) If for any reason any interested person to whom a set of duplicates has been issued under paragraph (b) hereof shall request or need another set of duplicates to replace the first set received, and shall be unable for any reason to return such first set, said person shall be required to deposit the security provided in paragraph (c) hereof prior to receiving such replacement duplicates. In case of recovery of the first set, or any part thereof, it shall be surrendered for inspection, repair, or replacement if necessary. After the cost thereof has been determined and paid, such set of duplicates will be returned to the interested person, whereupon the second set shall be surrendered and the security returned to the person posting same.

(e) Interested persons desiring the loan of duplicates of the United States rosin standards shall submit a request, properly signed, on the form provided therefor by the Department, to be had on application. They shall therein submit such information as will show they are entitled to receive such duplicates, and shall assure their safe-keeping, care, proper use, and prompt return on demand. They shall agree on demand to reimburse the United States for the cost of repairing any damage to said duplicates or of replacing any or all of them, if for any reason they cannot be returned to the Department in like good order as received, provided, that in case security has been posted, they shall further authorize the Department to reimburse the United States for any such costs, not otherwise paid for, out of the security held for the loan of said duplicates.

(f) In case any duplicates are damaged, or any or all are missing, the party to whom such duplicates have been loaned shall promptly advise the Administration in writing, stating what damage or loss was sustained and how the same occurred. The Administration shall take prompt action to recover the duplicates and take such steps as may be deemed suitable or proper to bring about the return of any missing duplicates. When the necessary repairs are made or the missing parts supplied the full set, if desired, may be returned to the party to whom it was originally furnished.

(g) The cost of making any necessary repairs to any duplicates of the rosin standards or of replacing any duplicates damaged beyond repair, or any missing duplicates, shall be determined by the Chief of Administration, and the party to whom loaned advised of such cost. Payment to cover the cost of such replacements shall be made prior to the return thereof.

(h) On the death of any person or dissolution or reorganization of any partnership, firm, or corporation holding any set of duplicates of the Official Rosin Standards, the same shall be promptly surrendered to the Department by the person having possession thereof.

(i) The security received from persons to whom duplicates of the United States Rosin Standards have been loaned under paragraphs (c) or (d) hereof will be held for the Department in its special deposit account, and will be returned to the person from whom received, or his legal representative, on surrender of the duplicates secured thereby, provided, that before refund is made there shall be deducted the cost of any repairs or replacements.

All monies received or withheld to cover the cost of repairs to or of replacing any missing parts of any set of duplicates or as rental of duplicates shall be paid into the United States Treasury as miscellaneous receipts.

[SEAL]

H. A. WALLACE,

Secretary of Agriculture.

April 21, 1936.

[F. R. Doc. 382—Filed, April 22, 1936; 12:41 p. m.]

FARM CREDIT ADMINISTRATION.

FCA 5

AMENDATORY REGULATION No. 2 OF THE REGULATIONS RELATIVE TO EMERGENCY CROP AND FEED LOANS IN THE CONTINENTAL UNITED STATES, MADE PURSUANT TO THE EMERGENCY RELIEF APPROPRIATION ACT OF 1935, APPROVED APRIL 8, 1935, AND EXECUTIVE ORDER No. 7305, DATED FEBRUARY 28, 1936

APRIL 17, 1936.

Subparagraph (a) of paragraph 5 of the Regulations dated March 7, 1936, is hereby amended to read as follows:

(a) To any applicant who has an application for a loan pending with Resettlement Administration; who is now receiving a grant;

¹ F. R. 71.